

**MINUTES OF THE
ADMINISTRATIVE RULES REVIEW COMMITTEE**
Tuesday, July 23, 2013 – 9:00 a.m. – Room 445 State Capitol

Members Present:

Sen. Howard A. Stephenson, Senate Chair
Rep. Curtis Oda, House Chair
Sen. J. Stuart Adam
Sen. Jim Dabakis
Sen. Gene Davis
Sen. Mark B. Madsen
Rep. Richard A. Greenwood
Rep. Carol Spackman Moss
Rep. Mark A. Wheatley

Members Absent:

Speaker Rebecca D. Lockhart

Staff Present:

Mr. Arthur L. Hunsaker, Policy Analyst
Ms. Christine R. Gilbert, Associate General Counsel
Ms. Tracey Fredman, Legislative Secretary

Note: A list of others present, a copy of related materials, and an audio recording of the meeting can be found at www.le.utah.gov.

1. Committee Business

Chair Stephenson called the meeting to order at 9:15 a.m.

Speaker Lockhart was excused from the meeting.

MOTION: Rep. Moss moved to approve the minutes of the January 22, 2013, meeting. The motion passed unanimously. Sen. Madsen and Rep. Wheatley were absent for the vote.

2. Licensing Requirements for Tutoring/Mentoring Services: Diagnosing Dyslexia

Committee staff distributed "R156-61 Psychologist Licensing Act Amendments."

Mr. Hunsaker summarized the committee's discussion of the issue on December 3, 2012.

Mr. Mark Steinagel, Director, Division of Occupational and Professional Licensing, reported that following the December 3, 2012, meeting, he asked the Utah Psychology Licensing Board to address the issue. Mr. Steinagel read from the minutes of the board's January 15, 2013, meeting and noted that board recommendations included that an independent agency that provides assistance to students with dyslexia develop an informed consent form that clearly states the functions of the agency, and that the persons administering and analyzing the screening tests are appropriately trained to do so.

Ms. Kristin Eberting, Treasurer, Dyslexia Center of Utah, presented "Dyslexia in Utah." Ms. Eberting discussed dyslexia and her personal experience searching for assistance for her son. Ms. Eberting suggested the Legislature consider creating a reading disabilities task force to study the problem and recommend solutions to help children with dyslexia in Utah.

Mr. Paul Eberting noted that there are people specifically trained to help dyslexic children who should be able to do so even though they are not licensed psychologists.

Ms. Deanne Shields, Vice Chair, Dyslexia Center of Utah, stated that she agreed with the recommendations made by the Utah Psychology Licensing Board, but that it remains unclear as to what the Dyslexia Center of Utah can do to help dyslexic children. Ms. Shields talked about diagnostic tests for learning disabilities, particularly the Comprehensive Test of Phonological Processing (CTOPP), which the Dyslexia Center of Utah was cited for administering by the Division of Occupational and Professional Licensing. Ms. Shields reported that Ms. Shelley Hatch, Co-director, Dyslexia Center of Utah, sent a letter to Dr. Joe Torgesen, developer of the CTOPP, inquiring whether her credentials qualified her to administer the test. Dr.

Torgesen's e-mailed response, which was distributed to committee members, stated, "I would disagree strongly with the idea that one needs to be a certified school psychologist, or a licensed clinical psychologist to administer, score, and interpret the test."

Sen. Madsen suggested the issue be placed on a future agenda so that other professionals trained in the treatment of dyslexia may participate in the discussion.

Mr. Darrel Young, testified of his experience in dealing with and overcoming the disadvantages of dyslexia.

Ms. Megan O'Keefe, commented on her experience learning about dyslexia, and spoke in support of the services offered through the Dyslexia Center of Utah.

Mr. Jacob Brinley related his experience with dyslexia and expressed appreciation for the help he received learning to read at the Dyslexia Center of Utah.

Ms. Shara Young, wife of Mr. Young, also expressed gratitude for those who helped her husband when he was a boy, through difficulties arising from dyslexia.

3. Committee Business

Committee staff distributed "Responsibilities of Committee and Agencies" and "Assigned Study Areas."

Sen. Stephenson noted that the bimonthly publication of the Utah State Bulletin is being emailed to committee members and that if anyone would like to be taken off the hard copy mailing list they should let staff know.

Sen. Adams recommended the "GoodReader" application that makes highlighting and keeping notes on a pdf file simple and convenient.

Future meetings were scheduled Monday, July 29, 2013, at 9:00 a.m. and Monday, September 16, 2013, at 9:00 a.m.

4. Adjourn

MOTION: Sen. Davis moved to adjourn the meeting. The motion passed unanimously. Rep. Greenwood was absent for the vote.

Chair Stephenson adjourned the meeting at 11:46 a.m.